

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Amendment of Section 73.202(b),	)	MM Docket No. 01-221
Table of Allotments,	)	RM-10171
FM Broadcast Stations.	)	
(Buffalo Gap, Texas )	)	

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: July 3, 2002****Released: July 19, 2002**

By the Assistant Chief, Audio Division:

1. In response to a petition filed by Katherine Pyeatt ("Pyeatt"), the Commission has before it for consideration the Notice of Proposed Rule Making, 16 FCC Rcd 15991 (2001), seeking the allotment of Channel 227A at Buffalo Gap, Texas, as that community's first local service. Pyeatt filed supporting comments in which she reaffirmed her support in the allotment of Channel 227A at Buffalo Gap. No other comments were received at the Commission in response to the Notice.

2. We believe that the public interest would be served by the allotment of Channel 227A at Buffalo Gap, Texas, as it will provide the community with an its first local service. Channel 227A can be allotted to Buffalo Gap in compliance with the Commission's minimum distance separation requirements with a site restriction 6.5 kilometers (4.0 miles) west of the community.<sup>1</sup> Staff analysis also shows that the 60 dBu contour for Channel 227A will provide coverage to 117,777 people within 2,516 square kilometers. Although Mexican concurrence has been requested for the allotment of Channel 227A at Buffalo Gap, notification has not been received. Therefore, operation with the facilities specified for Buffalo Gap herein is subject to modification, suspension, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the 1992 USA-Mexico FM Broadcast Agreement or if specifically objected to by Mexico

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective September 3, 2002, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED for the community listed below, as follows:

Community	Channel Number
Buffalo Gap, Texas	227A

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<sup>1</sup> The coordinates for Channel 227A at Buffalo Gap are 32-16-55 and 99-53-54.

4. A filing window for Channel 227A at Buffalo Gap, Texas, will not be opened at this time. Instead, the issue of opening this allotment for auction will be addressed by the Commission in a subsequent order.

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

6. For further information concerning this proceeding, contact Kathleen Scheuerle, Media Bureau, (202) 418-2180. Questions related to the application filing process for Channel 227A at Buffalo Gap, Texas, should be addressed to the Audio Division, Media Bureau, (202) 418-2700.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos  
Assistant Chief, Audio Division,  
Media Bureau